



STATE OF DELAWARE
DEPARTMENT OF FINANCE
DIVISION OF REVENUE
DELAWARE STATE BUILDING
820 N. FRENCH STREET
WILMINGTON, DELAWARE 19801

TECHNICAL INFORMATION MEMORANDUM (81-4) March 9, 1981

SUBJECT: Affiliated Finance Companies - License Requirement

House Bill 28, approved February 18, 1981, (Vol. 63, Laws of Del., Chap. 2) amends Title 30, Delaware Code, by adding a new Part VI (Sections 6301, et seq) to provide for the licensing and taxation of affiliated finance companies.

An "affiliated finance company" is defined to mean a corporation substantially all of whose activity within this State is limited to the issuance of commercial paper or other debt obligations and use of the proceeds to make loans to one or more of its affiliated corporations or to purchase receivables from one or more of its affiliated corporations. An "affiliated corporation" means two or more corporations which are members of a controlled group of corporations as defined in Section 1563 of the Federal Internal Revenue Code.

Effective May 1, 1981, no corporation may carry on business in this State as an affiliated finance company unless it has first obtained from the Division of Revenue a license to conduct such business and has paid a license fee measured by its "capital base" (i.e., the total of its capital, surplus and retained earnings) determined as follows:

If the capital base is:

The annual license fee shall be:

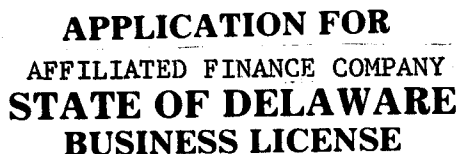
\$0 to \$99,999,999.99	\$10,000
\$100,000,000 to \$224,999,999.99	\$15,000
\$225,000,000 to \$749,999,999.99	\$25,000
Over \$750,000,000	\$50,000

The capital base shall be computed from the information shown on the corporations' certified financial statement for the year ending December 31 of the immediately preceding calendar year, or, in the case

of a fiscal year corporation, as of the end of its fiscal year ending within the immediately preceding calendar year.

All affiliated finance companies taxed under this Part VI shall be exempt from any occupational license taxes imposed by Part III of Title 30. The license issued shall be valid for one year, but must be renewed annually and the license fee paid on or before April 30 of each year. License application forms may be obtained upon request to the Division of Revenue.

RRS/mrs

Taxable Year / / thru 12/31

		X							
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Suffix

B/c 706

[illegible][illegible]

1. Is the applicant engaged in the issuing of commercial paper or other debt obligations? YES ☐ NO ☐
2. Does the applicant use substantially all of the proceeds from such obligations to make loans to, or purchase receivables from its affiliated corporations?
YES ☐ NO ☐
3. Attach statement identifying each affiliated corporation to which loans were made or from which receivables were purchased.
4. Did the applicant in the immediately preceding taxable year receive income from any source, other than interest and discount income from its affiliated corporations, totaling more than 5% of its annual net income? YES ☐ NO ☐
If yes, attach statement describing the source and amount of such income.
5. Attach statement listing the name and address of all persons or entities owning stock interest in the applicant and indicate percentage of ownership.

COMPUTATION OF FEE

IF THE CAPITAL BASE IS:

\$0 to \$ 99,999,999.99
\$100,000,000.00 to \$224,999,999.99
\$250,000,000.00 to \$749,999,999.99
Over \$750,000,000.00

THE ANNUAL LICENSE FEE SHALL BE:

\$10,000
\$15,000
\$25,000
\$50,000

TOTAL AMOUNT PAID:

\$	
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The capital base shall be computed from the information shown on the corporation's certified financial statement for the year ending December 31 of the immediately preceding calendar year, or in the case of a fiscal year corporation, as of the end of its fiscal year ending within the immediately preceding calendar year. A COPY OF SUCH FINANCIAL STATEMENT MUST BE SUBMITTED WITH THIS APPLICATION AND WITH EACH ANNUAL RENEWAL.

certify that the foregoing information and attachments hereto are true, correct and complete to the best of my knowledge and belief:

Date _____

Applicant's Signature

Title

PAY TO: DIVISION OF REVENUE - P.O. Box 2340 WILMINGTON, DE 19899

House Bill 28, approved February 18, 1981, (Vol. 63, Laws of Del., Chap. 2) amends Title 30, Delaware Code, by adding a new Part VI (Sections 6301, et seq) to provide for the licensing and taxation of affiliated finance companies.

Effective May 1, 1981, no corporation may carry on business in the State of Delaware as an AFFILIATED FINANCE COMPANY unless it has first obtained from the Division of Revenue, a license to conduct such business and has paid a license fee measured by its "CAPITAL BASE".

An "AFFILIATED FINANCE COMPANY" is defined to mean a corporation substantially all of whose activity within this State is limited to the issuance of commercial paper or other debt obligations and use of the proceeds to make loans to one or more of its affiliated corporations or to purchase receivables from one or more of its affiliated corporations. An "Affiliated Corporation" means two or more corporations which are members of a controlled group of corporations as defined in Section 1563 of the Federal Internal Revenue Code.

All affiliated finance companies taxed under this Part VI shall be exempt from any occupational license taxes imposed by Part III of Title 30. The license issued shall be valid for one year, but must be renewed annually and the license fee paid on or before April 30 of each year. A copy of a corporation's certified Financial Statement for the year ending December 31 of the immediately preceding calendar year, or in the case of a fiscal year corporation, as of the end of its fiscal year ending within the immediately preceding calendar year, must be submitted with this application and with each annual renewal.